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m**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicant: Finkelman *et al.* : Paper No: 0091830/0384892
Serial No. 09/167,088 : Group Art Unit: 1641
Filed: October 6, 1998 : Examiner: G. Gabel
For: METHODS FOR MEASURING *IN VIVO* CYTOKINE PRODUCTION

AMENDMENT AND RESPONSE**Box Non-Fee Amendment**

The Assistant Commissioner For Patents
Washington, D.C. 20231

Dear Sir:

In response to the Office Action dated October 24, 2001, and further to the telephonic conference of December 18, 2002, setting forth a restriction requirement under 35 U.S.C. § 121, please amend the application as follows, and consider the following remarks.

Amendments**IN THE CLAIMS:**

Please amend the following claims as indicated:

1. (Four times Amended) A method of measuring the production of a secreted target analyte of interest in a human or animal, comprising the steps of:

- a. injecting the human or animal with an amount of labeled neutralizing targeting moiety, wherein the targeting moiety binds specifically to the target analyte, and wherein the targeting moiety is injected in sufficient quantity that a measurable fraction of target analyte is bound by the labeled neutralizing targeting moiety;
- b. allowing the targeting moiety to circulate through the injected human or animal for a defined period of time sufficient to bind to the target analyte of interest and form a

Serial No. 09/167,088

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Rachel Woods
(Type or print name of person signing certification)

Rachel Woods
Signature

12/20/02
Date

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Attn: Gailene Gabel

Art Unit No.: 1641

Serial No. 09/167,088

CINlibrary/1232194.3

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To Gailene Gabel
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COMMENTS

Re: Finkelman, et al.
Serial No. 09/167,088
Filed: 10/6/98
For: Methods for Measuring In Vivo Cytokine Production

Enclosures: Amendment and Response; Certificate of Facsimile
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91830/384892
12/20/02

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